## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

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DAVID A. TROPP, : Hon. Eric N. Vitaliano, U.S.D.J.

: Hon. Roanne L. Mann, U.S.M.J.

Plaintiff,

v. : Civil Action No. 1:08-cv-04446

CONAIR CORPORATION, BROOKSTONE, INC., BRIGGS & RILEY TRAVELWARE LLC, DELSEY LUGGAGE INC., EBAGS, INC., EAGLE CREEK, a division of VF OUTDOOR, INC., MASTER LOCK COMPANY, LLC, HP MARKETING CORP. LTD, L.C. INDUSTRIES, LLC, OUTPAC DESIGNS INC., MAGELLAN'S INTERNATIONAL TRAVEL CORPORATION, SAMSONITE CORPORATION, TITAN LUGGAGE USA, TRAVELPRO INTERNATIONAL INC, TUMI, INC, TRG ACCESSORIES, LLC, and WORDLOCK, INC.,

Defendants.

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## CERTAIN DEFENDANTS' NOTICE OF MOTION TO STAY PROCEEDINGS PENDING RESOLUTION OF RELATED PATENT LITIGATION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of this Motion to Stay Proceedings Pending Resolution of Related Patent Litigation, the Affidavit of Zachary W. Berk, Esq., Supporting this Motion, and upon all pleadings and proceedings herein, defendants, Conair Corporation, Brookstone, Inc., Briggs & Riley Travelware LLC, Delsey Luggage Inc., eBags, Inc., Eagle Creek, a division of VF Outdoor, Inc., Master Lock Company, LLC, HP Marketing Corp., Magellan's International Travel Corporation, Samsonite Corporation, Titan Luggage USA, Travelpro International, Inc., Tumi, Inc., TRG Accessories, LLC, and Wordlock, Inc., will move this Court, at a date and time to be determined by the Court,

before the Honorable Eric N. Vitaliano, United States District Judge, at the United States

Courthouse for the Eastern District of New York, Brooklyn Courthouse, 225 Cadman Plaza East,

Brooklyn, New York, for an Order staying this action and entering such other and further relief
that the Court deems proper.

Dated: New York, New York March 11, 2009

Respectfully submitted,

By: /s/ William L. Prickett

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Attorneys for Defendant Delsey Luggage Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that on March 11, 2009, I served the foregoing **CERTAIN DEFENDANTS' NOTICE OF MOTION TO STAY PROCEEDINGS PENDING RESOLUTION OF RELATED PATENT LITIGATION** upon counsel for the Plaintiff, as well as all counsel who have entered an appearance in this action, via e-mail (PDF version) and first class mail.

/s/ Zachary W. Berk
Zachary W. Berk